

Declaration and Power of Attorney for Patent Application

特許出願宣言書及び委任状

Japanese Language Declaration

日本語宣言書

私は、以下に記載された発明者としてここに下記の通り宣言する。

As a below named inventor, I hereby declare that:

私の住所、郵便の宛先として四角は、私の住所の後に記載された通りである。

My residence, post office address, and citizenship are as stated next to my name.

下記の名称の発明について、特許請求範囲に記載され、且つ特許が求められている発明主題に関して、私は、最初、最先且つ唯一の発明者である（唯一の氏名が記載されている場合）か、或いは最初、最先且つ共同発明者である（複数の氏名が記載されている場合）と信じている。

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

BIOLOGICALLY NON-DEGRADABLE PEPTIDE,
ANGIOTENSIN CONVERTING ENZYME INHIBITOR,
DRUG AND FUNCTIONAL FOOD

BIOLOGICALLY NON-DEGRADABLE PEPTIDE,
ANGIOTENSIN CONVERTING ENZYME INHIBITOR,
DRUG AND FUNCTIONAL FOOD

上記発明の明細書はここに添付されているが、下記の箱がチェックされている場合は、この限りでない：

the specification of which is attached hereto unless the following box is checked:

☒ 07/30/2004 の日に出版され、

☒ was filed on 07/30/2004

この出願の米国出願番号またはPCT国際出願番号は、

as United States Application Number or

PCT International Application Number

PCT/JP2004/010929 であり、且つ

PCT/JP2004/010929 and was amended on

(if applicable).

の口に記載された出願（該当する場合）

私は、上記の補正書によって補正された、特許請求範囲を含む上記明細書を検討し、且つ内容を理解していることをここに表明する。

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

私は、連邦規則第37編規則1.56に定められている、特許性について重要な情報を開示する義務があることを認める。

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

Japanese Language Declaration

(日本語宣言書)

私は、ここに、以下に記載した外国での特許出願または発明者証の出願、或いは本国以外の少なくとも一國を指定している米国特許法第35条第365条(a)によるPCT国際出願について、同第119条(a)(4)項又は第365条(a)(4)項に基づいて優先権を主張するとともに、優先権を主張する本出願の出願日より前の出願日を有する外国での特許出願または発明者証の出願、或いはPCT国際出願については、いかなる出願も、下記の枠内をチェックすることにより示した。

I hereby claim foreign priority under Title 35, United States Code Section 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365 (a) of any PCT International application which designated at least one country other than the United States listed below and have also identified below, by checking the box, any foreign application for patent, or inventor's certificate, or PCT International application having a filing date before that of the application for which priority is claimed.

Prior Foreign Application(s)

外国での先行出願

Priority Not Claimed

優先権を主張なし

2003-285007 (Number) (番号)	Japan (Country) (国名)	August 1, 2003 (Day/Month/Year Filed) (出願日/月/年)	<input type="checkbox"/>
_____ (Number) (番号)	_____ (Country) (国名)	_____ (Day/Month/Year Filed) (出願日/月/年)	<input type="checkbox"/>

私は、ここに、下記はいかなる米国特許出願についても、その米国特許法第35条第119条(a)項の利益を主張する。

I hereby claim the benefit under Title 35, United States Code, Section 119(c) of any United States provisional application(s) listed below.

_____ (Application No.) (出願番号)	_____ (Filing Date) (出願日)
_____ (Application No.) (出願番号)	_____ (Filing Date) (出願日)

私は、ここに、下記のいかなる米国出願についても、その米国特許法第35条第120条に基づく利益を主張し、又米国を指定するいかなるPCT国際出願についても、その同第365条(a)に基づく利益を主張する。また、本出願の各特許請求の範囲の主題が、米国特許法第35条第112条第1段に規定された態様で、先行する米国出願又はPCT国際出願に開示されていない場合においては、その先行出願の出願日と本国内出願日またはPCT国際出願日との間の期間中に入手された情報で、本特許出願第37条第1.56に定義された特許性に関わる重要な情報について開示義務があることを承認する。

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s), or 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code Section 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

_____ (Application No.) (出願番号)	_____ (Filing Date) (出願日)	_____ (Status Patented, Pending, Abandoned) (現況：特許許可、係属中、放棄)
_____ (Application No.) (出願番号)	_____ (Filing Date) (出願日)	_____ (Status Patented, Pending, Abandoned) (現況：特許許可、係属中、放棄)

私は、ここに表明された私の発明の功利的な利益が真実であり、且つ確信と信ずることに基づく陳述が、真実であると信ぜられることを希望し、さらに、放棄に連係の陳述などを行った場合は、米国特許法第18条第1001条に基づき、罰金または拘禁、若しくはその両方により処罰され、またそのような虚偽による虚偽の陳述は、本出願またはそれに対して発付されるいかなる特許も、その有効性に問題が生ずることを理解した上で陳述が行われたことを、ここに宣言する。

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Japanese Language Declaration
(日本語宣誓書)

委任状: 私は本出願を管理する手続を行い、且つ米国特許商標庁との全ての業務を遂行するために、記名された発明者として、下記の弁護士及び/または代理人を任命する。(氏名及び登録番号を記載すること)

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: *(list name and registration number).*

Practitioners associated with Customer Number 07278:

寄附送付先

Address associated with Customer Number 07278
DARBY & DARBY P.C.
P.O. Box 5257
New York, New York 10150-5257

Send Correspondence to:

Address associated with Customer Number 07278
DARBY & DARBY P.C.
P.O. Box 5257
New York, New York 10150-5257

直接電話連絡先: (氏名及び電話番号)

S. Peter Ludwig, (212) 527-7770

Direct Telephone Calls to: (name and telephone number)

S. Peter Ludwig, (212) 527-7770

唯一または第一発明者氏名 Naoyuki Yamamoto	Full name of sole or first inventor Naoyuki Yamamoto
発明者の署名 日付	Inventor's signature Date <i>Naoyuki Yamamoto</i> September 7, 2006
住所 Sagamihara-shi, Japan	Residence Sagamihara-shi, Japan
国籍 Japan	Citizenship Japan
郵便の宛先 4-5-7-902, Sagamioono Sagamihara-shi, Kanagawa 228-0803 JAPAN	Post Office Address 4-5-7-902, Sagamioono Sagamihara-shi, Kanagawa 228-0803 JAPAN

第二共同発明者がいる場合、その氏名 Seiichi Mizuno	Full name of second joint inventor, if any Seiichi Mizuno
第二共同発明者の署名 日付	Second inventor's signature Date <i>Seiichi Mizuno</i> September 7, 2006
住所 Machida-shi, Japan	Residence Machida-shi, Japan
国籍 Japan	Citizenship Japan
郵便の宛先 A-104, 2-3-3, Minaminaruse Machida-shi, Tokyo 194-0045 JAPAN	Post Office Address A-104, 2-3-3, Minaminaruse Machida-shi, Tokyo 194-0045 JAPAN

(第三以下の共同発明者についても同様に記載し、署名をすること)

(Supply similar information and signature for third and subsequent joint inventors.)

Shingo Nishimura (deceased)	Full name of third joint inventor, if any Shingo Nishimura (deceased)
発明者の署名 日付	Inventor's signature Date <i>Hideo Nishimura</i> September 7, 2006 By <u>Hideo Nishimura</u> his legal heir/
住所	Residence Yosa-gun, Japan representative
国籍	Citizenship Japan
郵便の宛先	Post Office Address 1393, Aza Ikuji, Yosano-cho, Yosa-gun, Kyoto 629-2311 JAPAN

Takanobu Gotou	Full name of fourth joint inventor, if any Takanobu Gotou
発明者の署名 日付	Inventor's signature Date <i>Takanobu Gotou</i> September 7, 2006
住所 Machida-shi, Japan	Residence Machida-shi, Japan
国籍 Japan	Citizenship Japan
郵便の宛先 B-103, 2-3-2, Minaminaruse Machida-shi, Tokyo 194-0045 JAPAN	Post Office Address B-103, 2-3-2, Minaminaruse Machida-shi, Tokyo 194-0045 JAPAN

Keiichi Matsuura	Full name of fifth joint inventor, if any Keiichi Matsuura
発明者の署名 日付	Inventor's signature Date <i>Keiichi Matsuura</i> September 7, 2006
住所 Mitaka-shi, Japan	Residence Mitaka-shi, Japan
国籍 Japan	Citizenship Japan
郵便の宛先 207, 3-41-11, Shimorenjaku Mitaka-shi, Tokyo 181-0013 JAPAN	Post Office Address 207, 3-41-11, Shimorenjaku Mitaka-shi, Tokyo 181-0013 JAPAN

**RECORDATION FORM COVER SHEET
PATENTS ONLY**

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies):

Naoyuki Yamamoto (9/7/2006), Seiichi Mizuno
(9/7/2006), Shingo Nishimura (deceased) (9/7/2006),
Takanobu Gotou (9/7/2006), Keiichi Matsuura
(9/7/2006)

Additional name(s) of conveying party(ies) attached? ☒ Yes ☐ No

2. Name and address of receiving party(ies)

Name: CALPIS CO., LTD.

Internal Address: _____

Street Address: _____

4-1, Ebisu-Minami 2-chome

City: Shibuya-ku

State: Tokyo

Country: Japan Zip: 1500022

Additional name(s) & address(es) attached? ☐ Yes ☒ No

3. Nature of conveyance/Execution Date(s):

Execution Date(s): in parentheses after inventor name

☒ Assignment ☐ Merger ☐ Change of Name

☐ Security Agreement ☐ Joint Research Agreement

☐ Government Interest Assignment

☐ Executive Order 9424, Confirmatory License

☐ Other _____

4. Application or patent number(s):

A. Patent Application No.(s)

10/566,057

☐ This document is being filed together with a new application.

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address to whom correspondence concerning document should be mailed:

Name: S. Peter Ludwig
DARBY & DARBY P.C.

Internal Address: Atty. Dkt.: 04703/0203798-US0

Street Address: P.O. Box 5257

09/18/2006 MKAYPAGH 00000067 10566057

40.00 0P

City: New York

State: NY Zip: 10150-5257

Phone Number: (212) 527-7770

Fax Number: (212) 527-7701

Email Address: pludwig@darbylaw.com

6. Total number of applications and patents involved:

1

7. Total fee (37 CFR 1.21(h) & 3.41) \$ 40.00

☐ Authorized to be charged by credit card

☐ Authorized to be charged to deposit account

☒ Enclosed

☐ None required (government interest not affecting title)

8. Payment Information

a. Credit Card Last 4 Numbers _____
Expiration Date _____

b. Deposit Account Number _____
Authorized User Name _____

9. Signature:



Signature

September 12, 2006

Date

S. Peter Ludwig - 25,351

Name of Person Signing

Total number of pages including cover sheet, attachments, and documents:

ASSIGNMENT

I, Naoyuki Yamamoto, a citizen of Japan, residing at 4-5-7-902, Sagamioono, Sagamihara-shi, Kanagawa, 228-0803, JAPAN; and

I, Seiichi Mizuno, a citizen of Japan, residing at A-104, 2-3-3, Minaminaruse, Machida-shi, Tokyo, 194-0045, JAPAN; and

I, Shingo Nishimura (deceased); and

I, Takanobu Gotou, a citizen of Japan, residing at B-103, 2-3-2, Minaminaruse, Machida-shi, Tokyo, 194-0045, JAPAN; and

I, Keiichi Matsuura, a citizen of Japan, residing at 207, 3-41-11, Shimorenjaku, Mitaka-shi, Tokyo, 181-0013, JAPAN; and

and each of us, if more than one person is identified above (hereinafter "ASSIGNOR") in consideration of the sum of Ten Dollars (\$10.00), or the equivalent thereof, and other good and valuable consideration, the sufficiency of which and receipt of which are hereby acknowledged, paid to ASSIGNOR by

CALPIS CO., LTD.

a Corporation organized under the laws of Japan, located at 4-1, Ebisu-Minami 2-chome, Shibuya-ku, Tokyo, 150-0022, JAPAN (hereinafter "ASSIGNEE"), do hereby sell and assign to said ASSIGNEE, its successors and assigns, the below indicated right, title, and interest, in and for the United States of America only in and to my Invention entitled:

**BIOLOGICALLY NON-DEGRADABLE PEPTIDE, ANGIOTENSIN CONVERTING
ENZYME INHIBITOR, DRUG AND FUNCTIONAL FOOD**

invented by me and described in the specification bearing the above Attorney Docket No. and title executed by me concurrently herewith; and International Patent Application No. PCT/JP2004/010929, filed on July 30, 2004, in the PCT and all patents, divisions, reissues, continuations and any extensions thereof and rights of priority therein, said interest being my

entire ownership interest in the same, to be held and enjoyed by said ASSIGNEE, its successors, assigns, or other legal representatives, to the full end of the term thereof, as fully and entirely as the same would have been held and enjoyed by me if this assignment and sale had not be made;

And for the consideration aforesaid, I hereby covenant and agree to and with said ASSIGNEE, its successors and assigns, that whenever ASSIGNEE, its counsel or representative, or the counsel or representative of its successors or assigns, shall advise that an amendment to, or a division of, or any other proceeding or action in connection with an application concerning said Invention, including interference proceedings, is lawful and desirable, or that a reissue or continuation or extension of such application or patent issuing therefrom is lawful and desirable, I will sign all papers and drawings, take all rightful oaths and affidavits, and do all acts necessary or required to be done for the procurement of all lawful rights associated with the Invention, or for the reissue or continuation or extension of the same, will do all acts necessary or required to secure in said ASSIGNEE, its successors or assigns, the title to and full benefit of all rights hereby assigned, without charge to said ASSIGNEE or its successors or assigns, but at its or their expense; and I hereby appoint every present or future officer of said ASSIGNEE as my agent to sign all such papers and to do all such necessary acts on my behalf, to the fullest extent permitted by law;

And I hereby authorize and request the Commissioner of Patents and Trademarks and any other granting authority to issue any Letters Patent resulting from said Invention and application(s) concerning same to said ASSIGNEE.

This assignment shall have an effective date corresponding to the last date of execution.

I declare under penalty of perjury under the laws of the United States of America, and under penalty of the laws of any other jurisdiction before which this document may be presented, that I have signed this document as my own free act and that all of the foregoing is true and correct.

Dated: September 7, 2006

Naoyuki Yamamoto
Naoyuki Yamamoto, Inventor

Dated: September 7, 2006

Seiichi Mizuno
Seiichi Mizuno, Inventor

Dated: September 7, 2006

Shingo Nishimura
Shingo Nishimura, Inventor (deceased)
by Hideo Nishimura
his legal heir/representative

Dated: September 7, 2006

Takanobu Gotou
Takanobu Gotou, Inventor

Dated: September 7, 2006

Keiichi Matsuura
Keiichi Matsuura, Inventor